

AMENDED IN ASSEMBLY MARCH 18, 2010

CALIFORNIA LEGISLATURE—2009—10 REGULAR SESSION

ASSEMBLY BILL

No. 1745

Introduced by Assembly Member Ammiano

February 8, 2010

An act to repeal and add Section 103692 of the Health and Safety Code, relating to vital records.

LEGISLATIVE COUNSEL'S DIGEST

AB 1745, as amended, Ammiano. Vital records: fees: disposition of human remains.

Under existing law, the local registrar of births and deaths is required to collect various fees for an application for the disposition of human remains. Existing law requires, as part of those fees, after January 1, 2005, \$4 to be paid to the State Registrar to implement and maintain the electronic death registration system, as specified.

This bill would allow the local registrar of births and deaths to charge an additional fee of up to \$8, ~~the first \$5 of which would be required to be used~~ to fund the disposition of the remains of indigent residents of the county.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 103692 of the Health and Safety Code
- 2 is repealed.
- 3 SEC. 2. Section 103692 is added to the Health and Safety Code,
- 4 to read:

1 103692. (a) In addition to the fees prescribed by Section
2 103065 and by Sections 103675 to 103685, inclusive, an applicant
3 for a permit for the disposition of human remains shall pay ~~both~~
4 ~~of the following:~~

5 ~~(1) A~~ a fee of four dollars (\$4), to be paid to the local registrar
6 of births and deaths who shall transfer the moneys to the State
7 Registrar for use, upon appropriation by the Legislature, to
8 implement and maintain the electronic death registration system
9 required by Section 102778.

10 ~~(2) A fee of up to eight dollars (\$8), to be paid to the local~~
11 ~~registrar and used as follows:~~

12 ~~(A) The first up to five dollars (\$5), if charged, shall be used to~~

13 ~~(b) In addition to the fee assessed pursuant to subdivision (a),~~
14 ~~the local registrar of a county may charge an applicant for a permit~~
15 ~~for the disposition of human remains a fee in an amount not to~~
16 ~~exceed eight dollars (\$8) to fund the disposition of the remains of~~
17 ~~indigent residents of that county.~~

18 ~~(B) Fee amounts over five dollars (\$5), if charged, may be used~~
19 ~~by the local registrar for the administration of his or her statutory~~
20 ~~duties relating to the disposition of human remains, including, but~~
21 ~~not limited to, administration or the disposal of the remains of~~
22 ~~indigent residents.~~

23 ~~(b)~~

24 (c) The fees imposed by this section shall be exempt from
25 adjustment pursuant to Section 100430.